W 263/

Attorney Docket No. 59472-8073.US01

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

MAY 0 2 2005 W

April 29, 2005

By: Maureen Golob

Maureen Golob

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

LEE, S.

APPLICATION No.: 09/943,029

FILED:

AUGUST 29, 2001

For:

DATA RECOVERY USING DATA EYE

TRACKING

EXAMINER: TORRES, J.

ART UNIT: 2631

CONFIRMATION No.: 9521

ATTORNEY DOCKET NO.:

59472-8073.US01

<u>Transmittal of Amendment and Response to Office Action</u>

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

- 1. Transmitted herewith are the following:

 - ⊠ Return postcard.
- 2. Entity Status
 - Applicants claim Small Entity Status (37 C.F.R. § 1.9 and § 1.27).
- 3. Conditional Petition for Extension of Time:

Applicant petitions for an Extension of Time, <u>if necessary</u>, for timely submission of this transmittal and enclosures.

Applicants request a one-month extension of time.

05/03/2005 EAREGAY1 00000029 09943029

01 FC:1251

120.00 OP

4. Provisional Fee Authorization

Please charge any underpayment in fees for timely filing of this transmittal and enclosures to Deposit Account No. 50-2207.

Respectfully submitted,

Perkins Coie LLP

Date: April 29, 2005

Jonathan P. Kudla Registration No. 47,724

Correspondence Address:

Customer No. 22918
Perkins Coie LLP
P.O. Box 2168
Menlo Park, California 94026
(650) 838-4300